IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE TENTH DAY OF JUNE
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO: 4769 of 2005

Between:

1 A.Krishna Reddy S/o. Muni Reddy
Telecom Mechanic O/o. SDE Extl- Tirupathi
2 V.Subramanyam Raju S/o. Venkata Raju
Telecom Mechanic O/o. SDE (G), Ekambarakuippam
3 P.Reddappa S/o. P.Siddaiah
O/o. SDE (G), Ekambarakuippam
4 R.V. Ramana S/o. R.Chinnabba
Telecom Mechanic O/o. EDEP, Piler Chittoor Dt.
5 C.Krishnaiah S/o. C.Asamy
Telecom Mechanic O/o. SDEOO, Kuppam Chittoor Dt.
6 T.Raveendrudu S/o. T.Desaiah Chetty
Telecom Mechanic O/o. SDE (G)
Ekambarakuippam Chittor Dt.
7 K.S. Nagaratnam S/o. K.Subbaiah
Telecom Mechanic O/o. SDE MDF
Tirupati Chittor Dt.
8 A.Shiva Kumar S/o. A.S.N. Murthy
Telecom Mechanic O/o. SDE MDF
Tirupati Chittor Dt.
9 K.Rama Rao S/o. K.Venkatappaiah
Telecom Mechanic O/o. SDE West
Tirupati Chittor Dt.
10 P.Shankar rao S/o. Venkateswarlu
Telecom Mechanic O/o. SDE West
Tirupati Chittor Dt.
11 S.Mahaboob Basha S/o. Meerjan Saheb
Telecom Mechanic O/o. SDE Extl-II
Tirupati Chittor Dt.
12 P.Sampath S/o. Subbarayudu
Telecom Mechanic O/o. SDE Extnl-II
Tirupati Chittor Dt.

13 E.Jayalakshmi W/o. Nagama Naidu
Telecom Mechanic O/o. SDE OBC
Tirupati Chittor Dt.
14 V.SRINIVASULU S/o. Babu Naidu
Telecom Mechanic O/o. SDE Extl-I
Tirupati Chittor Dt.
15 S. Muniraja S/o.Chengaiah
Telecom Mechanic O/o. SDE Central
Tirupati Chittor Dt.
16 Sk. Nanne Saheb S/o. Sk. Nanne Sabeb
Telecom Mechanic O/o. SDEP
Renigunta Chittor Dt.
17 Y.Bhaskarnaidu S/o. Y.Krishnama Naidu
Telecom Mechanic O/o. Telephone Exchange
Korlagunta Chittor Dt.
18 P.Venkateswarlu S/o. P.Subbaiah
Telecom Mechanic O/o. Telephone Exchange
Korlagunta Chittor Dt.
19 T.Ananda Naidu S/o. T.Lakshmaiah
Telecom Mechanic O/o. SDE (G)
PALAMANER Chittor Dt.
20 B.Lakshmareddy S/o. B.Rami Reddy
Telecom Mechanic O/o. SDE (G)
Pakala Chittor Dt.
21 V.Venkatamuni S/o. V>Buchipillai
Telecom Mechanic O/o. SDEP
Chittor Dt.
22 C.Punyakoti S/o. C. Deveeraja Nattar
Telecom Mechanic O/o. SDE (G)
Aragonda Chittor Dt.
23 B.Seshubabu S/o. Muniratnam
Telecom Mechanic O/o. SDOP
Chittor Dt.
24 R.V. Damodar babu S/o. R.Venkateswarlu
Telecom Mechanic O/o. SDOP
Chittor Dt.
25 K.Ramaiah Chetty S/o. K.Muneswamy Chetty
Telecom Mechanic O/o. SDO(G)
Chittor Dt.
26 S.Rani W/o. S.Kuppaiah
Telecom Mechanic O/o. SDOP
Chittor Dt.
27 G.Panduranga naidu S/o. Govinda Swamy
Telecom Mechanic O/o. SDOP
Chittor Dt.
28 P.Jaffar Valli han S/o. P.Lalkhan
Telecom Mechanic O/o. SDOT.MDP
Chittor Dt.
29 P.VISWANANDHAIAH S/O. P.VENKATRAMAIAH
Telecom Mechanic O/o. SDE (G)
Tirupathi Chittor Dt.
30 C.Venkataramana S/o. O. Guntanna
Telecom Mechanic O/o. SDE (G)

VALMIKIPURAM Chittor Dt.

31 M.Ramaswamy S/o. M.Venkatappa
Telecom Mechanic O/o. SDE (G)
VALMIKIPURAM Chittor Dt.

32 V.Ramachandra Reddy S/o. V.Sidda Reddy
Telecom Mechanic O/o. SDOP , MDP
Chittor Dt.

33 J.GEORGE S/O. J.RAMAIAH
Telecom Mechanic O/O. Telephone Exchange
Korlagunta Chittor Dt.

34 D.Umamaheswara Rao S/o. D.Nagulu
Telecom Mechanic O/o. SDE Central
Tirupati Chittor Dt.

35 B.Sunkulaiah S/o. Ramaiah
Telecom Mechanic O/o. Telephone Exchange
Rompicherla Chittor Dt.

36 S.Chandra Sekhara Raju S/o. Raghava Raju
Telecom Mechanic O/o. SE (G)
SATYAVEDU Chittor Dt.

37 O.Venkatesu S/o. Anjeraiah
Telecom Mechanic O/o. SDE OBC
Tirupati Chittor Dt.

38 S.Poornachandran S/o. S.Ranganatha Rao
Telecom Mechanic O/o. Telephone Exchange
Tirupati under SDE (P) Chittor Dt.

39 V.ANANDAIAH S/O. V.Ramaiah
Telecom Mechanic O/o. SDE (Gr)
Pakala Chittor Dt.

40 P.Pullaiah S/o. P.C.Ramaiah
Telecom Mechanic O/o. MDF TELEPHONE EXCHANGE
Tirupati Chittor Dt.

41 C. Subramanyam, S/o. C. Munaswamy,
Telecom Mechanic O/o. TUDA TELEPHONE EXCHANGE
Under SDE Extnl. II, Tirupathi,

42 P. Chengiah, S/o. P. Gangaiah,
Telecom Mechanic O/o. TELEPHONE EXCHANGE
Tirumala Under SDE (Gr), Tirupathi.

43 M. Kothanda Ramaiah, S/o. M. Krishna Swamy,
Telecom Mechanic O/o. TELEPHONE EXCHANGE
Vadamalapeta Under SDE(gr), Putturu.

44 P. Adaiah, S/o. P. Gangaiah,
Telecom Mechanic O/o. Telephone Exchange,
Tirumala. (All Are Working under th control of General Manager,

Telecom, Tirupathi)

..... PETITIONERS

AND

1 The General Manager, Telecom District, Tirupathi, Chittoor District.
2 The Chief General Manager, Telecom A.P. Circle, Hyderabad.

3 The Director General, Telecom, New Delhi.
4 The Chairman & Managing Director, BSNL, Telecom, New Delhi.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ order or direction more in the nature of Mandamus declaring that the petitioners are entitled for placement in the scale of Rs.4000-100-6000 in the cadre of Telecom Mechanics on completion of 16 years of Service from the date of their appointment as Regular Mazdoor/Group -D/Telegraphman as the case may be in terms of Judgment of Central Administrative Tribunal, Hyderabad in O.A.No.1966/99 dt.9-8-2000 as confirmed by this Hon'ble Court in W.P. No. 14744/2001 dt.16-10-2003 and also in terms of Lr.No.1-38/MPP-98 dt.20-4-1999 and letter of even No. 1-38/98-MPP dt.20-9-1999 which removed the condition of minimum of 4 years of service in the restructured cadre with all consequential benefits including the benefit of I.D.A. Scales.

Counsel for the Petitioners: MR.K.VENKATESWARA RAO

Counsel for the Respondents: MR. A.SURYA CHANDRA RAO

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed by the petitioners praying to issue a writ of Mandamus declaring that the petitioners are entitled for placement in the scale of Rs.4000-100-6000 in the cadre of Telecom Mechanics on completion of 16 years of Service from the date of their appointment as Regular Mazdoor/Group -D/Telegraphman.

2. According to the petitioners almost identical issue was considered by the Central Administrative Tribunal in O.A.No.1966 of 1999 dated 09-08-2000 which was allowed and the same was confirmed by this Court in W.P.No.14744 of 2001 dated 16-10-2003. Therefore, the learned counsel for the petitioners sought for similar direction for extension of the scale which Group-‘C’ cadre are entitled.

3. The learned Standing Counsel appearing for the respondents has fairly

conceded that the issue is covered by the judgment of the Division Bench of this Court referred to earlier. At the time of hearing, the learned counsel also conceded that the Division Bench judgment of this Court was assailed by filing SLP before the Apex Court and the SLP was also dismissed.

4. Under the above circumstances, the writ petition is allowed directing the respondents to extend the benefit of pay scale of Group-'C' cadre employees to the petitioners, which was extended to the petitioners in O.A.No.1966 of 1999.

5. Accordingly, the writ petition is allowed. No order as to costs.

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S.ANANDA REDDY, J

10th June, 2005

NOTE:

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Furnish C.C. within one week.

B/o.

SKM

To

1 The General Manager, Telecom District, Tirupathi, Chittoor District.
2 The Chief General Manager, Telecom A.P. Circle, Hyderabad.
3 The Director General, Telecom, New Delhi.
4 The Chairman & Managing Director, BSNL, Telecom, New Delhi.

5 Two CD copies

*Form-NIC-OGS/WP{**PSR**}*